No. 98

MICHIGAN SENATE

DAILY CALENDAR

SATURDAY, SEPTEMBER 29, 2007 12:00 noon

MESSAGES FROM THE GOVERNOR

____ 1 ____

SB 436 Sen. Jelinek

Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.

Creates appropriation act.

Approved by Governor, with line item vetoed, Wednesday, June 6.

For veto message, see Senate Journal No. 57, page 847.

Vetoed line item pending.

MESSAGES FROM THE HOUSE

- 2 -

SB 53 Sen. Whitmer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, August 21, 2007.

Returned from House with House substitute (H-1), Wednesday, August 22; laid over under the rules.

Committee recommended I.E.

3

HB 4120 Rep. Bauer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, February 27, 2007.

I.E. Senate, March 28, 2007.

Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22; laid over under the rules.

MESSAGES FROM THE HOUSE

SB 419 Sen. Kuipers

Education; employees; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.

Amends sec. 632 of 1976 PA 451 (MCL 380.632) & adds secs. 506a, 527a, 633, 1255 & 1311m.

I.E. House, September 11, 2007.

Returned from House with amendment, Wednesday, September 12; laid over under the rules.

For House amendment, see Senate Journal No. 85, page 1357.

Committee recommended I.E.

____ 5 _____

SB 420 Sen. Birkholz

State; other; group medical, optical, and dental self-insurance for municipal corporations; permit pursuant to public employees health benefit act.

Amends sec. 5 of 1951 PA 35 (MCL 124.5).

I.E. House, September 11, 2007.

Returned from House with amendment, Wednesday, September 12; laid over under the rules.

For House amendment, see Senate Journal No. 85, page 1358.

Committee recommended I.E.

____ 6 _____

SB 421 Sen. Brown

Higher education; community colleges; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.

Amends secs. 123 & 124 of 1966 PA 331 (MCL 389.123 & 389.124).

I.E. House, September 11, 2007.

Returned from House with amendment, Wednesday, September 12; laid over under the rules.

For House amendment, see Senate Journal No. 85, page 1358.

Committee recommended I.E.

MESSAGES FROM THE HOUSE

_____ 7 <u>____</u>

SB 276 Sen. Kahn

Property tax; personal property; exemption for new personal property in certain jurisdictions; revise.

Amends sec. 9f of 1893 PA 206 (MCL 211.9f).

I.E. House, September 25, 2007.

Returned from House with House substitute (H-1), Wednesday, September 26; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

_____ 8 <u>_____</u>

HB 4246 Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Defeated, Wednesday, September 12; motion to reconsider vote pending.

_____ 9 _____

HB 4266 Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

_____ 10 _____

SB 313 Sen. Jacobs

Property tax; exemptions; commercial rental property; exempt, revise definition of additions and losses, and eliminate certain exemptions.

Amends sec. 34d of 1893 PA 206 (MCL 211.34d) & adds sec. 711.

Committee on Finance discharged, Thursday, March 15.

Senate substitute (S-1).

Defeated, Thursday, June 21; motion to reconsider vote pending.

THIRD READING OF BILLS

— 11 —

SB 559 Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

Reported by Committee on Government Operations and Reform.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 66, page 995.

Committee recommended I.E.

_____ 12 _____

SB 625 Sen. Brown

Elections; primary; presidential primary process; revise. Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

Reported by Committee on Campaign and Election Oversight.

Committee recommended I.E.

____ 13 _____

HB 4956 Rep. Mayes

Food; other; rewrite for clarification and updates of food law; provide for.

Amends secs. 1105, 1107, 1109, 2111, 2113, 2119, 2123, 2125, 2129, 3103, 3119, 3121, 3123, 3125, 3127, 3135, 3137, 3139, 4101, 4103, 4105, 4107, 4111, 4113, 4116, 4117, 4125, 5101, 5105, 5107, 6101, 6115, 6129, 6137, 6147, 6149, 7105, 7113, 7115, 7119, 7125, 7137, 8105 & 8107 of 2000 PA 92 (MCL 289.1105 et seq.); adds secs. 6140 & 7106 & repeals secs. 1115, 1117 & 6151 of 2000 PA 92 (MCL 289.1115 et seq.).

I.E. House, July 25, 2007.

House substitute (H-1).

Reported by Committee on Agriculture.

Senate substitute (S-2).

Committee recommended I.E.

____ 14 ______

SB 799 Sen. Switalski

Natural resources; other; Michigan civilian conservation corps endowment fund; appropriate money to state general fund.

Amends title & sec. 12a of 1984 PA 22 (MCL 409.312a). (Reported by Committee on Appropriations.

For Senate amendment, see Senate Journal No. 96, page 1503.

Committee recommended I.E.

SB 672 Sen. Jansen

Children; foster care; review of permanency plan; require.

Amends sec. 19c, ch. XIIA of 1939 PA 288 (MCL 712A.19c).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

THIRD READING OF BILLS

____ 16 _____

SB 668 Sen. Hardiman

Family law; parental rights; termination of parental rights and parenting time; clarify.

Amends sec. 19b, ch. XIIA of 1939 PA 288 (MCL

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

_____ 17 _____

669 Sen. Jansen SB

Children; foster care; permanency plan and permanent placement of a child; clarify.

Amends sec. 19a, ch. XIIA of 1939 PA 288 (MCL 712A.19a).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

____ 18 ____

SB 670 Sen. Jacobs

Children; protection; notice regarding termination of parental rights; revise.

Amends sec. 13b, ch. XIIA of 1939 PA 288 (MCL 712A.13b).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

_____ 19 _____

SB 671 Sen. Kahn

Children; foster care; alternate permanency plan to be made concurrently with reasonable efforts to reunify child and family: allow.

Amends sec. 19, ch. XIIA of 1939 PA 288 (MCL 712A.19).

Reported by Committee on Families and Human Services.

Committee recommended I.E.

GENERAL ORDERS

_____ 20 _____

SB 275 Sen. Whitmer

Courts; juries; exemption for nursing mothers from jury duty; provide for.

Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).

Reported by Committee on Judiciary.

Committee recommended I.E.

_____ 21 ____

SB 306 Sen. Prusi

Single business tax; replacement; Michigan business tax act; create.

Creates new act.

Committee on Finance discharged, Thursday, March 15.

GENERAL ORDERS

____ 22 _____

SB 308 Sen. Prusi

Education; financing; exemption for certain personal property from certain school operating mills; provide for.

Amends sec. 1211 of 1976 PA 451 (MCL 380.1211).

Committee on Finance discharged, Thursday, March **15.**

____ 23 _____

SB 309 Sen. Cherry

Property tax; state education tax; tax exemption for certain industrial and commercial personal property; exempt. Amends sec. 3 of 1993 PA 331 (MCL 211.903).

Committee on Finance discharged, Thursday, March **15.** ____ 24 _____

SB 310 Sen. Anderson

Economic development; plant rehabilitation; calculation of tax levied: revise.

Amends secs. 14 & 14a of 1974 PA 198 (MCL 207.564 & 207.564a).

Committee on Finance discharged, Thursday, March

____ 25 _____

311 Sen. Brater SB

Property tax; exemptions; commercial and industrial personal property; exempt from certain taxes.

Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding

Committee on Finance discharged, Thursday, March **15.**

_____ 26 _____

312 Sen. Jacobs SB

Taxation; other; specific tax on commercial rental property: create.

Creates new act.

Committee on Finance discharged, Thursday, March

314 Sen. Cherry

Taxation: estates: tie between estate tax and the federal tax: modify.

Amends secs. 32, 33 & 56 of 1899 PA 188 (MCL 205.232 et seq.) & adds sec. 32a.

Committee on Finance discharged, Thursday, March ____ 28 _____

315 Sen. Gleason

Sales tax; exemptions; exemption for sale of rolling stock purchased by an interstate fleet motor carrier; eliminate.

Amends sec. 4r of 1933 PA 167 (MCL 205.54r).

Committee on Finance discharged, Thursday, March **15.** _____ 29 _____

316 Sen. Schauer SB

Sales tax; exemptions; sale of tangible personal property to inmates in penal or correctional institutions and copyrighted motion picture films; eliminate exemption.

Amends sec. 4a of 1933 PA 167 (MCL 205.54a).

Committee on Finance discharged, Thursday, March 15.

GENERAL ORDERS ____ 30 ____ SB 317 Sen. Jacobs Sales tax; exemptions; sale of food from vending machine; eliminate exemption. Amends sec. 4g of 1933 PA 167 (MCL 205.54g). Committee on Finance discharged, Thursday, March 15. ____ 31 _____ SB 318 Sen. Anderson Sales tax; collections; sales tax on difference between trade-in and purchase price for privately sold vehicles; provide for. Amends sec. 1 of 1933 PA 167 (MCL 205.51). Committee on Finance discharged, Thursday, March 15. ____ 32 _____ SB 319 Sen. Gleason Use tax; exemptions; taxes on rolling stock used by an interstate fleet motor carrier; eliminate exemption. Amends sec. 4k of 1937 PA 94 (MCL 205.94k). Committee on Finance discharged, Thursday, March 15. ____ 33 _____ SB 320 Sen. Jacobs Use tax; exemptions; sale of food from vending machine; eliminate exemption. Amends sec. 4d of 1937 PA 94 (MCL 205.94d). Committee on Finance discharged, Thursday, March 15. ____ 34 _____ 321 Sen. Thomas Use tax; exemptions; certain exemptions; eliminate. Amends secs. 3a & 4 of 1937 PA 94 (MCL 205.93a & 205.94). Committee on Finance discharged, Thursday, March **15.** ____ 35 _____ SB 322 Sen. Gleason Sales tax; collections; streamlined sales tax agreement; include interstate trucks and trailers. Amends 2004 PA 175 (MCL 205.171 - 205.191) by adding sec. 10. Committee on Finance discharged, Thursday, March **15.** ____ 36 ____ 323 Sen. Scott SB Property tax; personal property; exemption for water conditioning systems and bottled water coolers; remove. Amends sec. 9 of 1893 PA 206 (MCL 211.9) & repeals

sec. 9g of 1893 PA 206 (MCL 211.9g[1]).

Taxation; other; penalties; modify.

15.

15.

324 Sen. Prusi

SB

Committee on Finance discharged, Thursday, March

____ 37 _____

Amends secs. 3, 4, 19 & 24 of 1941 PA 122 (MCL 205.3

Committee on Finance discharged, Thursday, March

GENERAL ORDERS

— 38 ———

SB 325 Sen. Switalski

Taxation; other; nexus standard; modify.

Amends 1941 PA 122 (MCL 205.1 - 205.31) by adding

Committee on Finance discharged, Thursday, March 15.

_____ 39 _____

SB 326 Sen. Clark-Coleman

Income tax; income; expenses incurred in the production of income; add to tax base.

Amends sec. 36 of 1967 PA 281 (MCL 206.36).

Committee on Finance discharged, Thursday, March **15.**

SB 327 Sen. Clark-Coleman

> Income tax; income; expenses incurred in the production of income; add to taxable income.

Amends sec. 30 of 1967 PA 281 (MCL 206.30).

Committee on Finance discharged, Thursday, March **15.**

41 —

SB 328 Sen. Basham

Taxation; tobacco; tobacco products tax; increase.

Amends secs. 7 & 12 of 1993 PA 327 (MCL 205.427 & 205.432).

Committee on Finance discharged, Thursday, March

SB 339 Sen. Switalski

Liquor; retail sales; liquor markup; increase.

Amends sec. 233 of 1998 PA 58 (MCL 436.1233).

Committee on Finance discharged, Thursday, March **15.**

____ 43 _____

SB 218 Sen. Basham

Economic development; plant rehabilitation; eligibility requirements to obtain an industrial facilities exemption certificate; allow for exception under certain circumstances.

Amends sec. 9 of 1974 PA 198 (MCL 207.559).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

Insurance; health; Michigan helping ensure affordable and reliable treatment (MI-HEART) act; create.

____ 44 _____

Reported by Committee on Health Policy.

Committee recommended I.E.

SB 278 Sen. George

Creates new act.

Senate substitute (S-2).

GENERAL ORDERS

____ 45 ____

SB 280 Sen. Sanborn

Insurance; health care corporations; continuation of dependent coverage and waiver of certain benefits and offerings; provide for.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding secs. 409b & 419c.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

SB 283 Sen. Brown

Insurance; health; continuation of dependent coverage waiver of certain coverages and offerings and exception to basic health services; provide for.

Amends sec. 3519 of 1956 PA 218 (MCL 500.3519) & adds secs. 2264b & 3406s.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

SB 471 Sen. Allen

Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.

Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

HB 4597 Rep. Gillard

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

I.E. House, May 3, 2007.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

----- 49 -------

SB 282 Sen. Thomas

Education; curricula; physical education requirement; revise.

Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

____ 50 _____

HB 4882 Rep. Bieda

Use tax; exemptions; definition of taxable use; modify. Amends secs. 2, 3 & 7 of 1937 PA 94 (MCL 205.92 et seq.).

I.E. House, September 24, 2007.

House substitute (H-1).

Rules suspended, placed on General Orders, Tuesday, September 25.

GENERAL ORDERS

— 51 ——

HB 5096 Rep. Bieda

Use tax; credits and deductions; deduction for certain uncollectible use tax liability; restrict availability to taxpayers that directly remit payment for sales, rental, or service claimed.

Amends sec. 9a of 1937 PA 94 (MCL 205.99a).

I.E. House, September 24, 2007.

House substitute (H-1).

Rules suspended, placed on General Orders, Tuesday, September 25.

____ 52 _____

HB 5097 Rep. Bieda

Sales tax; credits and deductions; deduction for certain uncollectible sales tax liability; restrict availability to taxpayers that directly remit payment for specific sale claimed.

Amends sec. 4i of 1933 PA 167 (MCL 205.54i).

I.E. House, September 24, 2007.

House substitute (H-1).

Rules suspended, placed on General Orders, Tuesday, September 25.

____ 53 ____

(Eligible for passage Sunday, September 30.)

HB 5257 Rep. Hammon

Businesses; nonprofit corporations; filing fees; revise. Amends sec. 1060 of 1982 PA 162 (MCL 450.3060).

I.E. House, September 25, 2007.

House substitute (H-1).

Reported by Committee on Appropriations.

Committee recommended I.E.

_____ 54 -

(Eligible for passage Sunday, September 30.)

HB 5258 Rep. Hammel

Businesses; limited liability companies; filing fees; revise.

Amends sec. 1101 of 1993 PA 23 (MCL 450.5101).

I.E. House, September 25, 2007.

House substitute (H-1).

Reported by Committee on Appropriations.

Committee recommended I.E.

SCHEDULED MEETINGS

Appropriations -

Higher Education - Thursday, October 18, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Conference Committees -

Income Tax (HB 5194) - Saturday, September 29, 12:00 noon, House Appropriations Room, 3rd Floor, Capitol Building (373-0070)

Use Tax (HB 5198) - Saturday, September 29, 12:00 noon, Room 426, Capitol Building (373-0015)

Families and Human Services - Tuesday, October 9, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-0797)

SCHEDULED MEETINGS

SCHEDULED MEETINGS

Legislative Retirement Board of Trustees -

Subcommittee -

Investment - Thursday, October 4, 2:00 p.m., Room 927, South Tower, Anderson House Office Building (373-0575)

Local, Urban and State Affairs - Tuesday, October 9, 3:00 p.m., Room 110, Farnum Building (373-1635) (CANCELED)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees Senate House		Report Agreed To Senate House	
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		
SB 222	Appropriations; zero budget; department of agriculture; provide for fiscal year 2007-2008.	Brown Jelinek Scott	Espinoza McDowell Hansen		
SB 229	Appropriations; zero budget; general government; provide for fiscal year 2007-2008.	Pappageorge Jansen Anderson	Cheeks Cushingberry Hansen		
SB 231	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2007-2008.	George McManus Clark-Coleman	Vagnozzi Jackson Amos		
SB 232	Appropriations; zero budget; department of human services; provide for fiscal year 2007-2008.	Hardiman Kahn Scott	Spade Cushingberry Shaffer		
SB 233	Appropriations; zero budget; judiciary; provide for fiscal year 2007-2008.	Cropsey Kahn Brater	Gillard Byrnes Moss		
SB 234	Appropriations; zero budget; department of labor and economic growth; provide for fiscal year 2007-2008.	Jansen George Scott	Hammel Bauer Brandenburg		
SB 235	Appropriations; zero budget; department of military affairs; provide for fiscal year 2007-2008.	Garcia Stamas Barcia	LeBlanc Espinoza Nofs		
SB 238	Appropriations; zero budget; department of state police; provide for fiscal year 2007-2008.	Garcia Stamas Barcia	LeBlanc Espinoza Nofs		
SB 240	Appropriations; zero budget; department of transportation; provide for fiscal year 2007-2008.	Hardiman Cropsey Anderson	Gonzales Tobocman Agema		
SB 418	State; other; public employees health benefit act; create.	Jansen Kuipers Gleason	Melton Meadows Ball		
HB 4344	Appropriations; community health; department of community health; provide for fiscal year 2007-2008.	Kahn Pappageorge Cherry	McDowell Cushingberry Caswell		

BILLS IN CONFERENCE

	Brief Title	Conferees		Report Agreed To	
Bill No.		Senate	House	Senate	House
HB 4346	Appropriations; education; department of education; provide for fiscal year 2007-2008.	Jelinek	Gillard		
		Brown	Vagnozzi		
		Switalski	Caswell		
HB 4348	Appropriations; corrections; department of corrections; provide for fiscal year 2007-2008.	Cropsey	Alma Smith		
		Kahn	Bennett		
		Brater	Proos		
HB 4350	Appropriations; higher education; higher education; provide for fiscal year 2007-2008.	Stamas	Byrnes		
		George	Cushingberry		
		Barcia	Acciavatti		
HB 4354	Appropriations; natural resources; department of natural resources; provide for fiscal year 2007-2008.	McManus	Lahti		
		Jansen	Spade		
		Brater	Booher		
HB 4358	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2007-2008.	Garcia	Bennett		
		Cropsey	Espinoza		
		Brater	Proos		
HB 4359	Appropriations; school aid; multisection school aid; provide for fiscal year 2007-2008.	Jelinek	Gillard		
		Brown	Cushingberry		
		Switalski	Caswell		
HB 4360	Appropriations; community colleges; community and junior colleges; provide for fiscal year 2007-2008.	Hardiman	Bauer		
		McManus	Byrnes		
		Clark-Coleman	Booher		
HB 5194	Income tax; rate; single business tax references and rate provisions; clean up.	Jelinek	Tobocman		
		George	Meisner		
		Prusi	Ward		
HB 5198	Use tax; exemptions; certain exemptions;	Garcia	Bieda		
	eliminate.	Kuipers	Condino		
		Prusi	Palsrok		